The United States Attorney charges that:

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COUNT ONE

08-MJ-00008-INFO

(False and Fraudulent Representation to a Federal Agency)

On or about March 9, 2005, at Whatcom County, within the Western District of Washington, in a matter within the jurisdiction of the United States Department of Labor, MICHAEL RUTOWSKI, did knowingly and willfully make a materially false, fictitious, and fraudulent statement and representation on a United States Department of Labor Form LM-4 Labor Organization Annual Report (hereinafter "LM-4 Report") when he stated as the Treasurer of the Government Employees AFGE AFL-CIO LU 2913 (hereinafter "AFGE LU 2913"), that during the relevant time period the total payments to officers and employees of the AFGE LU 2913 was fourteen hundred dollars (\$1,400.00) when he full well knew that this amount was incorrect because it did not include the money he had converted to his own use from AFGE LU 2913 funds during the relevant time period.

All in violation of Title 18, United States Code, Section 1001. DATED this day of January, 2007. United States Attorney United States Attorney